

Executive Director and Chairman's Reports: **Thursday, May 28, 1998**

1. **Call to Order/Attendance.**

PAT: Call on Margit.

2. **Public Comments.**

PAT: "This is the time for public comments on items not on tonight's agenda..."

3. **Minutes of the March 26, 1998 Meeting.**

PAT: Needs Motion; Second and VOICE VOTE.

4. **Chairman's Report.**

PAT: The next meeting is scheduled for Thursday, July 23, 1998 at 6:30 p.m. in the Jean Harvie Community Center.

There will be some changes on the agenda. If there is no concern, I would like to address the CALFED comment letter first, then proceed to the CALFED waiver issue. And then proceed to the remainder of the agenda.

5. **Attorney General's Report.**

PAT: Call on Dan Siegel.

6. **Executive Director's Report.**

Material in the Mailing Packet:

Update on Pending State Legislation: Lori Clamurro prepared the analysis of pending State legislation for Commission information. Please note SB 1075, the bill that would extend the Commission's sunset date was approved by the Assembly Appropriations Committee on Thursday, May 21, and is headed for the floor of the Assembly for approval.

Update on Grassland Bypass Project Monitoring: Lori Clamurro has also been monitoring the reports on the Grassland Bypass project, and attended a workshop on Wednesday, May 27. The charts accompanying the memo show the actual selenium loads in black, and the prescribed limited in the striped pattern.

Announcement of Agricultural Waterfowl Incentive Program: U.S. Fish and Wildlife Service manages this CVPIA program to offset costs to landowners associated with winter flooding of agricultural land. The funds are to bring new agricultural lands into the flooding program.

San Joaquin County Habitat Conservation Plan: The Plan was recently forwarded to the COG Board for review and adoption. The summary includes a summary of the overall plan, and a two page summary of the impacts to agriculture.

CALFED Summary Document: CALFED has released a new, short summary document describing the alternatives. Additional copies are available from staff.

Handouts at the Meeting:

CALFED Revised Schedule for Environmental Document: CALFED has extended the comment period to July 1, 1998, and will release a revised draft environmental document in the later fall, with a preferred alternative. Additional public hearings will be held. The final environmental document will be approved mid-1999.

Update on Legislation

Update on Grassland Bypass Project

Other Announcements:

CALFED Ecosystem Restoration Project Grants: A new round of applications is being solicited, the applications are due July 2.

Prop 204 Public Access Funds: Prop 204 set aside two million dollars for improving public access and recreation in the Delta to be administered by the Department of Parks and Recreation. Half was made available in grants to local governments and non-profits; only two applications were submitted and the funds are being split between East Bay Regional Park District to acquire lands in the Secondary Zone near Discovery Bay for a park; and Nature Conservancy for acquisition and reflooding of McCormack-Williamson Tract in the Primary Zone as part of its Cosumnes River watershed enhancement program. The Park Department is still developing of its projects which may include: upgrading the campsites at Brannan Island State Park; windsurfer access improvements at Windy Cove; a new visitor center at Brannan Island State Park; and some minimal improvements at Delta Meadows behind Locke.

Sacramento Splittail Hearings: U.S. Fish and Wildlife is reopening public comment period for Sacramento Splittail, a proposed threatened species. The last comment period closed in 1995; the comment period is reopened until July 17.

Ducks Unlimited Reports: DU has released three more technical reports for private land managers in the Central Valley: Ecology and Conservation of Chinook Salmon in the Central Valley; The Mallard; and Disturbance as a Component of Waterfowl Habitat Quality.

Agricultural Conservation Easements: Department of Conservation has announced availability of funds for acquisition of agricultural land conservation easements. Federal funds are available and additional State funds are proposed in the next State budget.

Staff Activities:

Margit Aramburu: GIS class, Great Valley Center conference, Delta Levees and Habitat Advisory Committee meetings; CALFED Levees Committee; Legislative Hearings on SB 1075; Sacramento County Ad Hoc Committee re: Packard Foundation Grants; CVHJV subcommittee regarding CALFED ecosystem restoration program and CVHJV programs; San Joaquin County Habitat Conservation Plan work group; CALFED Subsidence Technical Group; Sacramento County Delta Levees Road Task Force; CALFED DEIR Public Hearings in Walnut Grove, Pittsburg and Stockton; presentation to Solano County Board of Supervisors re: CALFED; participated in a half hour radio interview about CALFED; met with the Solano Yolo Farm Bureaus regarding CALFED; and was invited to toured the Cosumnes Preserve with the Attorney General's Land Law division by Mr. Frank.

Lori Clamurro: Innumerable CALFED meetings including the Supersession on the environmental document; workshop on Grasslands Bypass Project; In Channel Island Work Group; and SFEP Implementation Committee.

Response to Commissioner Questions:

At the last meeting, Commissioner Salmon asked about possible impacts to Victoria Island associated with the Interim South Delta Project; DWR staff Steve Roberts said the IDP does not affect water levels or stages around Victoria Island. This questions will be answered in detail in the Final environmental document.

7. **Pending Projects Memo.**

PAT: “The pending projects memo is circulate for Commission information only; are there any questions of staff?”

11. **Consideration of Comments on the CALFED Programmatic Draft Environmental Impact Report (DEIR).**

PAT: At the last meeting, the Commission had a briefing on the CALFED Program by Lester Snow. Tonight the Commission will consider forwarding comments on the CALFED Draft Programmatic Environmental Impact Report to CALFED.

MARGIT: The CALFED DEIR encompasses the three storage and conveyance alternatives and the six “common programs”. The first staff report outlines the four alternatives evaluated in the DEIR (two variations of Alt 3) (pages 1-4); an outline of impacts to Delta Land uses (pages 5-8); and a draft comment letter. The second report includes: summaries of the technical appendices which are part of the DEIR; charts summarizing impacts to the Delta (pages 14-17) and maps of the three alternatives.

Staff worked with the CALFED Subcommittee to determine which impacts of the CALFED program would affect land uses in the Delta. Please note that the draft letter does not recommend one alternative; but identifies the issues associated with proposed land use changes in the Legal Delta, and specifically the Primary Zone of the Delta, and ties comments to the Commission’s Plan and policies and recommendations.

PAT: Are there questions of staff regarding the staff report?

Are there public comments?

Bring back to the Commission for discussion; direction to staff and action.
Needs MOTION, SECOND, and VOICE VOTE.

10. **Consideration of Waiver Recognizing Attorney General Representation of Both the Delta Protection Commission and CALFED.**

PAT: The Attorney General will respond to issues raised by the Commission at the March meeting regarding the proposed waiver. (Call on Dan Siegel and Rick Frank)

PAT: Public Comments? Commissioner questions ? Commissioner comments?

(Note to Pat: This item is scheduled for ACTION: choices are: Motion and Second to direct Executive Director to sign waiver on behalf of the Commission, OR whatever the Commission comes up with at the meeting...)

8. **Vote on Submittal from Sacramento County Regarding Conformance with Amendment to the Land Use and Resource Management Plan for the Primary Zone of the Delta.**

PAT: The Commission will vote on the County's proposed General Plan amendment. The County proposes to include Utilities and Infrastructure Policy P-3 in the Commission's Plan that has been adopted into the County's General Plan as a policy document. A public hearing was held at the March 26, 1998 meeting; there were no public comments.
Any questions of staff?

MARGIT: I want to note that the proposed amendment was reviewed by the Sacramento County Planning Commission at its meeting on May 27, 1998.

PAT: Need Motion (Notolli?), and Second; ROLL CALL VOTE.

9. **Briefing on Submittal of Solano County Regarding Conformance with Amendment to the Land Use and Resource Management Plan for the Primary Zone of the Delta.**

PAT: The Commission will review the submittal of Solano County which indicates that the County is in full conformance with the amended Plan and no further action is needed by Solano County or the Commission.

MARGIT: Clarify agenda--NO action is scheduled for tonight's meeting. This submittal from Solano County states the County is in conformance with the amended Plan and no further action is required. You should be aware that the County has adopted a sludge control ordinance which prohibits placement of sludge in the Primary Zone.
If the Commission concurs with the County's submittal, no action is needed and staff will write a letter of concurrence to the County.
IF the Commission wants to analyze the County's submittal further, a public hearing should be scheduled for the next meeting.

PAT: Are there any questions of staff? If no need to review the Solano County submittal further, I will direct staff to send a letter of concurrence to the COUNTY.

12. **Consideration of FY 98-99 Budget and Work Plan.**

PAT: The Commission will hold a public hearing and vote on a budget and work plan through January 1, 1999, the Commission's sunset date. As part of the this agenda item, the Commission will address disposition of any residual funds from FY 97-98 and extension of the current contract with Teale Data Center for GIS/mapping services; no other contracts are proposed at this time.

MARGIT: The Commission has several items to consider: **first**, the proposed budget for FY 98-99; this is for the Commission's current sunset date of January 1, 1999. If the Commission's sunset date is extended, the Commission would have to adopt an amendment budget. The proposed budget is similar to previous budgets--the budget is on pages 1 and 2. **Second**, the Commission's work plan again covers only the first half of FY 98-99; if the sunset date is extended, the Commission would consider a revised work plan. The work plan is on pages 3,4, and 5 and continues the existing projects through the end of the year. **Third**, it appears the Commission will have unexpended funds at the end of the current fiscal year. The Budget and Finance Subcommittee recommended that any unexpended funds be directed to repayment of the Commission's original \$250,000 loan from the Environmental License Plate Fund. The memo in your packet shows that the Commission has either returned or no spent funds totaling over \$217,000. **Last**, the Commission's contract with Teale will expire July 1, Staff is recommending that the contract be extended to cover the current life of the Commission. The Budget and Finance Subcommittee considered these matters at a meeting on April 29.

PAT: Any questions of staff?

OPEN Public Hearing.

CLOSE Public Hearing.

Return to Commission for discussion. Needs MOTION, SECOND, and VOICE VOTE.

13. **Commissioner Comments/Announcements.**

PAT: This is the time for Commissioner comments and announcements.

14. **Adjournment.**